



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Utah State Office  
P.O. Box 45155  
Salt Lake City, UT 84145-0155  
<http://www.blm.gov>



IN REPLY REFER TO:

3809  
(UT-923-OA)  
UTU-69856

December 8, 2006

CERTIFIED MAIL--Return Receipt Requested

### DECISION

Obligor/Principal:	:	Plan/Notice Serial No.: UTU-69856
Thomas J. Clark	:	
1145 North 1100 West	:	Bond Amount: \$20,000.00
P. O. Box 861	:	
St. George, UT 84771	:	Letter of Credit No.: [redacted]
	:	Original No.: [redacted]
Financial Institution:	:	
Wells Fargo Bank	:	
Operations Group, Northern California	:	
525 Market Street, 25 <sup>th</sup> Floor	:	
San Francisco, CA 94105	:	

### Personal Bond Rider Accepted

Effective September 30, 1997, the Bureau of Land Management (BLM), Utah State Office accepted a personal bond with Thomas J. Clark as principal. The bond was accepted for individual surface reclamation coverage of operations conducted by the principal on notice UTU-69856.

On December 7, 2006, this office received a rider to BLM bond number UT1266. The rider adds the State of Utah, Division of Oil, Gas and Mining (OGM) to the bond. It is understood and agreed that the Principal is posting this bond in favor of the United States and State of Utah, Division of Oil, Gas, and Mining (OGM). The bond rider has been examined, found satisfactory, and is therefore accepted effective December 7, 2006.

If you have any questions, or need additional information regarding this bond, please call Opie Abeyta at (801) 539-4123.

**JAMES F. KOHLER**

James F. Kohler  
Chief, Branch of Solid Minerals

☒ APPROVED

S/015/046

RECEIVED

APR 2 / 2007

DIV. OF OIL, GAS & MINERALS

12/8/06  
Oat

Enclosure:

1. Rider

Distribution:

Obligor/Principal

Financial Institution

Rebecca Doolittle, Price Field Office (U-070)

UDOGM

1594 W. North Temple, Suite 1210

Salt Lake City, UT 84114

bc: UT-920 Reading File

Mining Law Team Reading File

Central Files

UT-923:OAbeyta:oa:December 7, 2006

## PERSONAL BOND RIDER

In consideration for this rider and the acceptance of this rider by the Bureau of Land Management (BLM) on behalf of the United States of America, this rider attaches to and is part of the current Surface Management Bond, BLM No. UT 1266 further described as:

Principal/Obligor, in favor of the United States. The bond provides coverage as shown below:

(If Applicable, Write/Type "Yes")

This rider is to amend the bond as follows:

**It is understood and agreed that the Principal is posting this bond in favor of the United States and State of Utah, Division of Oil, Gas, and Mining (OGM).**

## NOTE

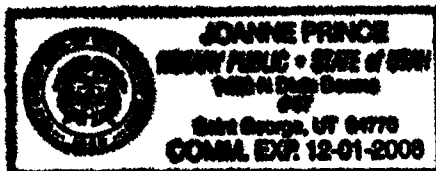
This coverage of obligations shall continue whether or not a notice/plan of operations has subsequently been suspended or terminated. This rider shall not act to increase the actual cumulative or potential liability of the principal or bond above the face amount of the bond. Nothing herein contained shall vary, alter, or extend any provision or condition of this bond except as herein expressly stated.

**ACKNOWLEDGMENT:**

Notary Public

### My Commission Expires

17-01-2008



bond a least 30 days prior to the then fixed expiration date, BLM will demand that the financial institution pay the full amount of the credit to ensure continuing bond coverage of the obligor. Any such funds thus obtained will be retained, as long as none are required to correct defaults, until the bond is no longer required or until replacement bond coverage is accepted by the BLM.

**/s/ Robert Lopez**

Robert Lopez  
Chief, Branch of  
Minerals Adjudication

Distribution:  
Obligor/Principal  
Financial Institution  
Dean Nyffeler, Price Field Office (U-070)

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

SURFACE MANAGEMENT PERSONAL BOND

Act of May 10, 1872, as amended (30 USC 22-54)  
Act of October 21, 1976, as amended (43 USC 1732-35)  
Act of September 13, 1982 (31 USC 9301 et seq.)  
Act of October 18, 1986 (100 STAT 1783)  
Act of October 30, 1986 (100 STAT 3341)  
Act of September 27, 1988 (102 STAT 1776)

Plan of Operation Number: UT469856

KNOW ALL BY THESE PRESENTS, THAT: Thomas J. Clark  
(name)  
of 1145 North 1100 West St. George Utah 84770  
(address)

as principal ; is held firmly bound unto the United States of America in the sum of

Twenty Thousand + 40/100 dollars (\$ 20,000.00 ),

lawful money of the United States, which may be increased or decreased by a rider hereto executed in the same manner as this bond.

The principal, in order to more fully secure the United States in the payment of the aforesaid sum, hereby pledges as security therefore, United States negotiable securities of a par value equal to the amount specified, cash, irrevocable letter of credit from a Federal Reserve Bank, or other instrument acceptable to the Bureau of Land Management (BLM). The principal, pursuant to the authority conferred by Section 1 of the Act of September 13, 1982 (31 USC 9303), does hereby constitute and appoint the Secretary of the Interior to act as his attorney-in-fact for the purpose of negotiating the cash or securities. The interest accruing on the United States securities, cash, or other instruments given above, in the absence of any default in the performance of any of the conditions, or stipulations set forth in this bond, or the plan of operations, must be paid to the principal. The principal hereby for himself/herself, any heirs, executors, administrators, successors, and assigns, jointly and severally, ratifies and confirms whatever the Secretary shall do by virtue of these presents.

The Secretary shall transfer this deposit for the faithful performance of any and all of the conditions and stipulations as set forth in this bond, the plan of operations cited above, and the regulations at 43 CFR Subpart 3809. In the case of any default in the performance of the conditions and stipulations of such undertaking, it is agreed that the Secretary shall have full power to assign, appropriate, apply, or transfer the deposit, or any portion thereof, to the satisfaction of any damages, reclamation, assessments, penalties, or deficiencies arising by reason of such default.

BOND CONDITIONS

1. WHEREAS the principal has an interest in a mining claim(s), mill site(s), or tunnel site(s) and/or responsibility for operations on the mining claim(s), mill site(s), tunnel site(s) or Public Lands under the Acts cited in this bond; and
2. WHEREAS the principal has received approval from the United States Department of the Interior of the plan of operations cited above, which plan of operations contain certain stipulations and conditions; and
3. WHEREAS the principal hereby waives any right to notice of, and agrees that this bond shall remain in full force and effect notwithstanding:
  - a. Any transfer(s) in whole or in part, of any or all of the land covered by the plan of operations and further agrees to remain bound under this bond as to the interests in the plan of operations retained by the principal; and
  - b. Any modification of the plan of operations or obligations thereunder; and
4. WHEREAS the principal hereby agrees that notwithstanding the termination, cancellation, or relinquishment of any mining claim(s), mill site(s), or tunnel site(s) covered by this plan of operations, whether by operation of law or otherwise, the bond shall remain in full force and effect as to the terms and conditions of the plan of operations and obligations covered by this bond; and

Operations Group  
Northern California  
525 Market Street, 25th Floor  
San Francisco, CA 94105



PAGE: 1

DATE: MARCH 29, 2002

AMENDMENT TO CREDIT NO.

AMENDMENT NUMBER:

APPLICANT:  
THOMAS J. & LIA CLARK  
PO BOX 861  
ST. GEORGE, UT 84771

BENEFICIARY:  
U.S. DEPT OF THE INTERIOR, BUREAU  
OF LAND MANAGEMENT-DEAN NYFFLER  
125 SOUTH 600 WEST  
PRICE, UT 84501

THIS AMENDMENT IS TO BE CONSIDERED AS PART OF THE ABOVE CREDIT AND MUST BE ATTACHED THERETO.

THE ABOVE MENTIONED CREDIT IS AMENDED AS FOLLOWS:

THE FOLLOWING ADDITIONAL CONDITION HAS BEEN ADDED:  
AS PER BENEFICIARY LETTER DATED MARCH 22, 2002 TO CHANGE THE BENEFICIARY NAME AND ADDRESS.

THE BENEFICIARY PARTY HAS BEEN AMENDED:  
UTAH STATE OFFICE, BUREAU OF LAND  
MANAGEMENT (BLM) ATTN: ROBERT LOPEZ  
UTAH STATE OFFICE, P.O. BOX 5155  
SALT LAKE CITY, UT 84145-0155

ALL OTHER TERMS UNCHANGED.

-----  
AUTHORIZED SIGNATURE  
**SOCCHI LOZANO**

PLEASE CONTACT EISA M.W. CHAU BY TELEPHONE AT 415-396-4017 OR BY FAX AT (415) 541-0299 REGARDING ANY INQUIRIES.

Original

DATE: APRIL 18, 2001

LETTER OF CREDIT NO.

BENEFICIARY:

U.S. DEPT OF THE INTERIOR, BUREAU  
OF LAND MANAGEMENT-DEAN NYFFLER  
125 SOUTH 600 WEST  
PRICE, UT 84501

APPLICANT:

THOMAS J. & LIA CLARK  
PO BOX 861  
ST. GEORGE, UT 84771

FIRST SECURITY BANK, N.A. (FIRST SECURITY), WHICH HAS ISSUED THE ABOVE-REFERENCED STANDBY LETTER OF CREDIT (THE "L/C"), HAS MERGED INTO WELLS FARGO BANK, NATIONAL ASSOCIATION ("WELLS FARGO"). AS A RESULT, THE ROLE OF FIRST SECURITY AS THE ISSUER OF THE L/C HAS NOW BEEN TAKEN OVER BY WELLS FARGO BANK, N.A.

WELLS FARGO IS NOW THE ISSUER OF THE L/C AND, EFFECTIVE IMMEDIATELY, ALL DRAFTS AND DEMANDS TO BE DRAWN OR MADE UNDER THE L/C ON FIRST SECURITY SHOULD BE DRAWN OR MADE ON WELLS FARGO AT WELLS FARGO BANK, N. A., TRADE SERVICES DIVISION, 525 MARKET STREET, 25TH FLOOR, SAN FRANCISCO, CALIFORNIA 94105, AND ALL DOCUMENTS AND OTHER COMMUNICATIONS TO BE PRESENTED UNDER THE L/C TO FIRST SECURITY SHOULD BE PRESENTED TO WELLS FARGO AT THAT SAN FRANCISCO ADDRESS.

THIS L/C AS ORIGINALLY ISSUED BY FIRST SECURITY WAS NUMBERED \_\_\_\_\_ . THAT NUMBER HAS NOW BEEN CHANGED TO WELLS FARGO LETTER OF CREDIT NUMBER \_\_\_\_\_. ALL CORRESPONDENCE AND, WHERE APPLICABLE, DOCUMENTS MUST NOW BEAR THE NEW WELLS FARGO BANK LETTER OF CREDIT NUMBER.

IF THE L/C PRESENTLY EXPIRES AT THE COUNTERS OF FIRST SECURITY, THEN, EFFECTIVE IMMEDIATELY, THE ADDRESS OF THE PLACE OF EXPIRATION IS CHANGED TO THE ADDRESS OF WELLS FARGO IN SAN FRANCISCO INDICATED ABOVE. IF THE L/C PRESENTLY REFERS TO THE FACSIMILE NUMBER, SWIFT ID, OR TELEX NUMBER OF FIRST SECURITY, THEN EFFECTIVE IMMEDIATELY, SUCH FACSIMILE NUMBER IS CHANGED TO (415)284-9453. SUCH SWIFT ID IS CHANGED TO WFBIUS6S, AND SUCH TELEX NUMBER IS CHANGED TO "184904 WELLS UT".

IF YOU HAVE ANY QUESTIONS ABOUT THIS CHANGE, PLEASE CONTACT MIKE LIN BY TELEPHONE AT 415-396-2055 INSTEAD OF THE FIRST SECURITY CONTACT NAMES IN THE L/C.

-----  
AUTHORIZED SIGNATURE

**First  
Security  
Bank.**

IRREVOCABLE STANDBY LETTER OF CREDIT

ISSUED IN SALT LAKE CITY, UTAH on 30 SEP 1997

**BENEFICIARY:**

UNITED STATES DEPARTMENT OF THE  
INTERIOR, BUREAU OF LAND MANAGEMENT  
DEAN NYFFLER  
125 SOUTH 600 WEST  
PRICE, UT 84501

**APPLICANT:**

THOMAS J. AND LIA CLARK  
P.O. BOX 861  
ST. GEORGE, UT 84771

AMOUNT: USD \*\*\*20,000.00  
TWENTY THOUSAND AND 00/100 UNITED  
STATES DOLLARS

DATE AND PLACE OF EXPIRY:  
29 SEP 1998  
AT OUR COUNTERS

ON BEHALF OF THOMAS J. CLARK AND LIA CLARK, AS OBLIGOR, WE FIRST SECURITY BANK N.A., HEREAFTER REFERRED TO AS "BANK", ESTABLISH AN IRREVOCABLE LETTER OF CREDIT IN FAVOR OF THE BUREAU OF LAND MANAGEMENT (BLM) AND AGREE TO PAY UPON DEMAND BY AND TO THE DEPARTMENT OF THE INTERIOR-BUREAU OF LAND MANAGEMENT (BLM), UP TO THE AGGREGATE AMOUNT OF TWENTY THOUSAND AND 00/100 UNITED STATES DOLLARS (USD20,000.00), UPON RECEIPT OF A WRITTEN DEMAND THEREFOR BY AN AUTHORIZED OFFICER OF THE BLM RETAINING THE PERSONAL BOND OF THE OBLIGOR WHOSE BOND THIS LETTER OF CREDIT SERVES AS SECURITY PURSUANT TO 43 CFR SECTION 3809.

THIS LETTER OF CREDIT IS EFFECTIVE SEPTEMBER 29, 1997, AND WILL EXPIRE AT MIDNIGHT SEPTEMBER 29, 1998; HOWEVER, THIS LETTER OF CREDIT WILL AUTOMATICALLY BE EXTENDED FOR PERIODS OF ONE (1) YEAR FROM ANY SUCH SCHEDULED EXPIRATION DATE, AS ORIGINALLY SCHEDULED OR AS AUTOMATICALLY EXTENDED BY THIS PROVISION, UNLESS 90 DAYS PRIOR TO SUCH DATE, WE NOTIFY THE BLM OFFICE ORIGINALLY ACCEPTING THIS LETTER OF CREDIT, BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, THAT WE ELECT NOT TO RENEW THIS LETTER OF CREDIT FOR SUCH ADDITIONAL PERIOD.

UPON RECEIPT BY THE BLM OF SUCH A NOTICE FROM US NOT TO RENEW THIS LETTER, BLM MAY DRAW ON US AT SIGHT FOR UP TO THE AMOUNT OF THIS LETTER OF CREDIT, PRIOR TO THE EXPIRATION DATE THEREOF, PROVIDED THAT SUCH DRAFT IS ACCOMPANIED BY A STATEMENT SIGNED BY THE BLM TO THE EFFECT THAT NO SATISFACTORY REPLACEMENT BOND HAS BEEN PROVIDED BY THE OBLIGOR PRIOR TO 30 DAYS BEFORE THIS LETTER OF CREDIT EXPIRES, PURSUANT TO 43 CFR 3809.

EXCEPT SO FAR AS OTHERWISE EXPRESSLY STATED, THIS LETTER OF CREDIT IS SUBJECT TO THE UNIFORM CUSTOMS AND PRACTICE FOR



L/C #: S-0031562-9001  
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DOCUMENTARY CREDITS, 1993 REVISION, INTERNATIONAL CHAMBER OF  
COMMERCE PUBLICATION NO. 500.

  
AUTHORIZED SIGNATURE(S)

84-368 9/30/97 WT LTR LBS  
PKG ID 0001541 SERVICE 1DA  
REF# S-0031562-9001  
TRACKING# 1ZE843680100015418

PUB PKG CHG \$ 11.00  
DV \$ 0.00 COD \$ 0.00  
JC \$ 0.00 CT \$ 0.00  
JH \$ 0.00 SD \$ 0.00  
INDL \$ 0.00 SP \$ 0.00  
VTFY \$ 0.00  
TOTAL NET CUST CHG \$ 11.00  
TOTAL PUB PKG CHG \$ 11.00